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January 23, 2025

**VIA ECF**

The Honorable Ona T. Wang  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, 10007

Re: Yitzhak, et. al. v. Verner, et. al., Southern District of New York  
Case No.: 1:23-cv-02084

Dear Judge Wang:

Our firm represents Defendants Paul William Verner, Verner and Simon LLP, Verner and Simon, Verner and Simon, P.C. ("Defendant Verner") with respect to the above referenced case. We jointly submit this letter to inform the Court that Defendant Verner decided not to pursue resolution at this time and has withdrawn from participating in the mediation with the Court-Appointed Trustee pending before the Southern District Bankruptcy Court.

At this juncture, both parties have agreed to continue with litigating this matter including conducting discovery, which is underway, with both sides coordinating responses with the other. Following paper discovery, counsel will coordinate the depositions of the parties.

We thank the court for its consideration.

Respectfully submitted,

*/s/ Erin O'Leary*

Erin O'Leary for  
LEWIS BRISBOIS BISGAARD & SMITH LLP

EO/GS